

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

John Clayton FOSTER, et al.

Serial No.: 09/919,943

Filed: August 02, 2001

For: PASSIVATION OF NITRIDE SPACER



:Response Under 37 CFR 1.116 - Expedited Procedure

: Customer Number: 20277

: Confirmation Number: 5290

: Group Art Unit: 2823

: Examiner: Fernando L. Toledo

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.

☒ No additional fee is required.☐ Applicant is entitled to small entity status under 37 CFR 1.27☐ Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	11	20	0	\$18.00 =	\$0.00
Independent Claims	2	3	0	\$84.00 =	\$0.00
Multiple claims newly presented					\$0.00
Fee for extension of time					\$0.00
Total of Above Calculations					\$0.00

☐ Please charge my Deposit Account No. 500417 in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

MCDERMOTT, WILL &amp; EMERY

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Docket No.: 52352-757

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : **RESPONSE UNDER 37 CFR 1.116**  
John Clayton FOSTER, et al. : **EXPEDITED PROCEDURE**  
Serial No.: 09/919,943 : Customer Number: 20277  
Filed: August 02, 2001 : Confirmation Number: 5290  
: Group Art Unit: 2823  
: Examiner: Fernando L. Toledo  
For: PASSIVATION OF NITRIDE SPACER

**AMENDMENT UNDER 37 CFR 1.116**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following amendments and remarks are respectfully submitted in response to the Final Office Action of July 2, 2003. Entry of these amendments is proper and do not present any new issues.

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